

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of

Yasuji YAMASAKI et al.

Application No.: 10/690,275

Filed: October 22, 2003

Docket No.: 117145

For: ELECTRO-OPTICAL DEVICE AND ELECTRONIC APPARATUS **MAIL STOP PETITION**

**PETITION TO WITHDRAW HOLDING OF ABANDONMENT -
NOTICE TO FILE MISSING PARTS NOT RECEIVED**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

During a routine status check of PAIR on September 24, 2004 of the above-identified application, the undersigned noted that the Patent Office records indicate that a Notice to File Missing Parts was mailed January 21, 2004. The Notice to File Missing Parts was not received in the offices of the undersigned. A search of the file jacket docket records indicates that the Notice to File Missing Parts was not received.

As evidence of the above, attached to this communication are the computerized docket records where the non-received Notice to File Missing Parts would have been entered for the law firm of Oliff & Berridge, PLC. Had the January 21, 2004 Notice to File Missing Parts been received, it would have been entered into the docketing records showing a base date of January 21, 2004 and a due date of March 21, 2004. The attached docket record identifies this case by our attorney docket number 117145.

In accordance with 37 C.F.R. §1.137, a reply to the Notice to File Missing Parts is attached hereto.

In view of the foregoing, it is respectfully submitted that:

1. The January 21, 2004 Notice to File Missing Parts was not received by Oliff & Berridge, PLC;
2. A search of the file jacket and docket records indicate that the Notice to File Missing Parts was not received; and
3. The attached docket records shows where the non-received Notice to File Missing Parts would have been entered had it been received and docketed, and demonstrates that the Notice to File Missing Parts under attorney docket number 117145 was not received nor docketed for response due on March 21, 2004.

In view of the foregoing, withdrawal of the holding of abandonment is respectfully requested. The U.S. Patent and Trademark Office is respectfully requested to re-mail the Notice to File Missing Parts and set a new due date for response.

As this Petition does not result from any error on the part of the undersigned, it is respectfully submitted that no Petition fee is due. However, please debit Deposit Account No. 15-0461 as needed in order to ensure revival of the application. Please telephone the undersigned if any questions arise in connection with this matter.



Respectfully submitted,

A handwritten signature in black ink, appearing to read 'J. A. Oliff', is written over the typed name.

James A. Oliff
Registration No. 27,075

Michael Britton
Registration No. 47,260

JAO:MQB/ale

Attachments:

Docket Record
January 21, 2004 Notice to File Missing Parts
Downloaded from PAIR
Response to Notice to File Missing Parts

Date: October 15, 2004

OLIFF & BERRIDGE, PLC
P.O. Box 19928
Alexandria, Virginia 22320
Telephone: (703) 836-6400

<p>DEPOSIT ACCOUNT USE AUTHORIZATION Please grant any extension necessary for entry; Charge any fee due to our Deposit Account No. 15-0461</p>

OLIFF & BERRIDGE U.S. PATENT AND TRADEMARK DOCKET

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DATE : March 21, 2004 (Sunday)



(FLD 3/17/04) MISSING-PARTS-DUE	417486
(FLD 2/18/04) MISSING-PARTS-DUE	417496
(FLD 3/22/04) MISSING-PARTS-DUE	417086
(FLD 3/19/04) QUAYLE ACTION-DUE	443832
(FLD 3/4/04) QUAYLE ACTION-DUE	443367
(FLD 3/19/04) FR/NOA-2X-DUE	406894
(FLD 3/19/04) NOA-1X-DUE	411409
(FLD 2/25/04) RESPONSE-DUE (1MO)	442536.99
(FLD 3/8/04) DRAWINGS-DUE	405644
NOA 2X DUE	113788
FR/NOA 1X DUE	107197
(FLD 3/22/04) REJ-2X-DUE	409316
(FLD 3/22/04) REJ-4X-DUE	442446
REJ 2X DUE	116023
REJ 2X DUE	115333
REJ 2X DUE	105670.02
REJ 2X DUE	111858
(FLD 3/19/04) REJ-2X-DUE	446216
REJ 1X DUE	115214
(FLD 3/15/04) REJ-2X-DUE	407596.04
REJ 2X DUE	114789
RESPONSE DUE (ASSIGN)	112226
(FLD 3/22/04) MISSING-PARTS-DUE	447576
(FLD 3/22/04) FINAL REJECTION	409509